

State of California
California Regional Water Quality Control Board
Colorado River Basin Region

MINUTES OF BOARD MEETING

Thursday, January 20, 2011, 10:00 a.m.
City of La Quinta
City Council Chambers
78-495 Calle Tampico
La Quinta, CA 92253

The California Regional Water Quality Control Board, Colorado River Basin Region, was called to order by the Chair Ellen Way at 10:07 a.m. on January 20, 2011 in La Quinta, California.

Roll Call (Board Members Only)

Board Members Present:

Buford Crites, Tom Davis, Jeff Hays, Red Martinez, Edward Muzik, and Ellen Way. The Board Secretary stated that a quorum was present.

Staff Present:

Jose Angel, Terry Barnes, Mary Castañeda, Jose Cortez, Jeff Geraci, Abdi Haile, Theresa Kimsey, Robert Perdue, Jonathan Rokke, Joan Stormo, Hilda Vasquez, Doug Vu, Doug Wylie, Nadim Zeywar.

Others Present:

Curtis Aaron, City of Coachella
Lucas Agatep, Heber Public Utilities District
John Almuetti, Niland Sanitary District
Steve Bigley, Coachella Valley Water District
Ann Carroll, State Water Board, Office of Enforcement
Frank Cornejo, City of Holtville
Felix De Leon, City of El Centro
Steven Fitten
Juan Garcia, Chevron Env. Management Company
David K. Godsey, Niland Sanitary District
Roger Henning, Palo Verde Irrigation District
Randy Hines, City of El Centro
Jerry Jimenez, Coachella Sanitary District
Kim Jolitz, Chevron Env. Management Company

Gary Koontz, Burrtec
Lori Okun, State Water Board, Office of the Chief Counsel
Francisco Olmedo, The Holt Group, City of Holtville
Craig Parker, CalEnergy
Mike Pollack, Golden State Water Company
Dan Robinson, Palo Verde Irrigation District
Francisco Rodriguez, Heber Public Utility District
Reed Sato, State Water Board, Office of Enforcement
David Saunders, Palo Verde Irrigation District
Jack Seiler, Palo Verde Irrigation District
Ed Smith, General Manager, Palo Verde Irrigation District
Tom Vandenberg, State Water Board, Office of the Chief Counsel
Leticia Wyles, CalEnergy

CLOSED SESSION

a. EXECUTIVE OFFICER PERFORMANCE EVALUATION

(Note: The Closed Session began at 9:00 a.m.)

At any time during the regular session, the Board may adjourn to meet in closed session to consider the appointment, employment, evaluation of performance, or dismissal of a public employee [Authority: Government Code Section 11126(a)]; to consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence [Authority: Government Code Section 11126(c)(3)]; to discuss significant exposure to litigation [Authority: Government Code Section 11126(e)(2)(B)(i)]; to discuss whether to initiate litigation [Authority: Government Code Section 11126(e)(2)(C)(i)]; or to discuss initiated litigation [Authority: Government Code Section 11126(e)]. Discussion of litigation is within the attorney-client privilege and may be held in closed session [Authority: Government Code Section 11126(e)(2)].

MINUTES

1. Minutes of January 20, 2011 Board Meeting

MOTION: Jeff Hays moved, Red Martinez seconded, and motion carried unanimously that the Minutes be adopted as amended. Buford Crites abstained.

PUBLIC FORUM

2. No public comments.

RESOLUTION

3. R7-2011-0014 **Amendment to the Water Quality Control Plan for the Colorado River Basin Region** to establish a Conditional Prohibition and Implementation Plan for Agricultural Wastewater Discharges Originating within the Palo Verde Valley and the Palo Verde Mesa, Riverside and Imperial Counties, California

MOTION: Buford Crites moved, Red Martinez seconded. The motion carried unanimously that Resolution No. R7-2011-0014 be adopted with errata.

4. R7-2011-0015 Amendment to the **Water Quality Control Plan** for the Colorado River Basin Region to Correct or Update Language, Tables and Figures

MOTION: Jeff Hays moved, Tom Davis seconded. The motion carried unanimously that Resolution No. R7-2011-0015 be adopted with errata.

UNCONTESTED WASTE DISCHARGE REQUIREMENTS

5. R7-2011-0005 Waste Discharge Requirements for **Magma Power Company, Imperial Magma LLC, Imperial Irrigation District, John and Anne Elmore, and Estate of Alice Denman, Owners, CalEnergy Operating Corporation, Operator, Salton Sea Power Plant Units 1-5, Class II Holding Pond**, Salton Sea Known Geothermal Resource Area – Imperial County

MOTION: Ed Muzik moved, Jeff Hays seconded. The motion carried unanimously that Order No. R7-2011-0005 be adopted with amendment.

6. R7-2011-0023 Change of Name and/or Ownership of Facilities having Waste Discharge Requirements.

MOTION: Tom Davis moved, Buford Crites seconded. The motion carried unanimously that Order No. R7-2011-0023 be adopted.

ENFORCEMENT ACTIONS

7. R7-2011-0006 Cleanup and Abatement Order No. R7-2011-0006 in the matter of **UNOCAL Corporation, GEMCOR** residue processing facility, Calipatria – Imperial County

MOTION: Jeff Hays moved, Tom Davis seconded. The motion carried unanimously that Order No. R7-2011-0006 be adopted with errata.

8. R7-2011-0002 Administrative Civil Liability Order No. R7-2011-0002 in the Matter of **Coachella Sanitary District Municipal Wastewater Treatment Plant**, Coachella – Riverside County

MOTION: Red Martinez moved, Buford Crites seconded. The motion carried unanimously that Order No. R7-2011-0002 be adopted.

9. R7-2011-0010 Administrative Civil Liability Order No. R7-2011-0010 in the Matter of **Imperial Irrigation District Grass Carp Hatchery**, El Centro – Imperial County

MOTION: Jeff Hays moved, Tom Davis seconded. The motion carried unanimously that Order No. R7-2011-0010 be adopted.

10. R7-2011-0011 Administrative Civil Liability Order No. R7-2011-0011 in the Matter of **Imperial Irrigation District Grass Carp Hatchery**, El Centro – Imperial County

MOTION: Red Martinez moved, Jeff Hays seconded, and motion carried unanimously that Order No. R7-2011-0011 be adopted.

11. R7-2011-0012 Administrative Civil Liability Order No. R7-2011-0012 in the Matter of **Niland Sanitary District Municipal Wastewater Treatment Plant**, Niland – Imperial County

MOTION: Jeff Hays moved, Tom Davis seconded, that consideration of Order No. R7-2011-0012 be postponed to the May 19, 2011 Board meeting. Motion to postpone carried 5 to 1 with Buford Crites voting Nay.

12. R7-2011-0007 Administrative Civil Liability Order No. R7-2011-0007 in the matter of **City of El Centro Municipal Wastewater Treatment Plant**, El Centro – Imperial County

13. R7-2011-0009 Administrative Civil Liability Order No. R7-2011-0009 in the Matter of **Heber Public Utility District Municipal Wastewater Treatment Plant**, Heber – Imperial County

14. R7-2011-0003 Administrative Civil Liability Order No. R7-2011-0003 in the Matter of **City of Holtville Municipal Wastewater Treatment Plant**, Holtville – Imperial County

15. R7-2011-0016 Special Board Order No. R7-2011-0016 amending Cease and Desist Order No. R7-2009-0061 issued to **City of Holtville**, Owner/Operator, Municipal Wastewater Treatment Plant and Wastewater Collection and Disposal Systems, Holtville – Imperial County

MOTION: Buford Crites moved, Jeff Hays seconded. The motion carried that on-consent Order Nos. R7-2011-0007, R7-2011-0009, R7-2011-0003, and R7-2011-0016 be adopted. Ellen Way voted Nay.

OTHER BUSINESS

16. Election of Chair and Vice-Chair

MOTION: Buford Crites moved, Red Martinez seconded. The motion carried that Ellen Way was re-elected as Chair and Jeff Hays was re-elected as Vice Chair of the Regional Board.

17. Schedule of Board Meetings for Calendar Year 2011

Dates were approved. The June meeting date was changed to June 23, 2011.

18. Informational Update on Administrative Civil Liabilities Enforcement Process — Reed Sato, Director of Office of Enforcement

19. Informational Update on State Water Resources Control Board Activities — TV

Mr. Vandenberg updated the Board via email.

20. Colorado River Basin Water Board Executive Officer's Report — RP

No report from Executive Officer.

21. Colorado River Basin Water Board Member Comments

No comments from Board Members.

22. Colorado River Basin Water Board Chair's Report — EW

No report from Chair.

ARRANGEMENTS FOR NEXT BOARD MEETING: Thursday, March 17, 2011, 10:00 a.m., at Hi-Desert Water District, Yucca Valley

ADJOURNMENT OF BOARD MEETING: 2:17 p.m.